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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

September 30, 2016

Julie Clark
Emery Minerals LLC
1758 South 900 East
Salt Lake City, Utah 84105

Subject: Complete Permitting Requirements or Reclaim, Robert Clark, Clark 1/Emeride Mine, S/015/0053, Emery County, Utah

Dear Ms. Clark:

In a letter date June 8, 2016, the Division of Oil, Gas and Mining instructed you to either complete the permitting requirements to have the Notice of Intention (mine permit) transferred from Robert Clark to another entity (such as Emery Minerals LLC) or to reclaim the site. The Division has yet to receive a reply.

The Division has also required an increase in the reclamation surety from \$11,900.00 to \$14,100.00 or \$14,200.00. This was to have been done by August 8, 2016, but, again, the Division has not received a response. **Failure to maintain the required reclamation surety may result in issuance of a notice of violation (cessation order) and associated fines.**

Your options are to either:

- Transfer the permit to Emery Minerals LLC or another entity and increase the surety.
- Reclaim the site.
- Agree for the Division and the Bureau of Land Management to use the funds in the reclamation surety (\$11,900.00 principal) to complete reclamation. The Division would return any unused funds from this account, but you would be responsible for any costs in excess of the surety.

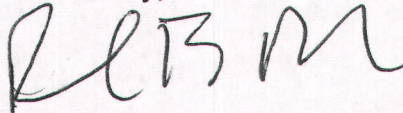
Please notify the Division no later than November 4, 2016, which option you would like to pursue. **Failure to do so will result in issuance of a cessation order.** For the first two options, the Division also requires either that the site be reclaimed or that increased surety be submitted by November 4, 2016.



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If you are interested in having the Division and BLM reclaim the mine, or if you have other questions concerning this letter, please contact Wayne Western at 801-538-5263 or me at 801-538-5261. Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read 'P B Baker', written in a cursive style.

Paul B. Baker
Minerals Program Manager

PBB: whw: eb

cc: Mike Glasson, Michael Jackson, Angela Wadman, and Chris Conrad, BLM (mglasson@blm.gov, mjackson@blm.gov, awadman@blm.gov, cconrad@blm.gov)

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